

# TIVERTON HARBOR & COASTAL WATERS MANAGEMENT COMMISSION

343 HIGHLAND ROAD  
TIVERTON, RI 02878

Meeting held February 2, 2009  
At the Judson Street Town building

Members present: Roger Winiarski, John McEwing, Harris Gruber, Frank DiMauro, Bob Dixon and David Stewart,  
Guests: Phil LaPointe Harbor Master

Meeting came to order at 19:30

January meeting was cancelled due to lack of quorum.

The Harbor Commission welcomed Mr. Frank DiMauro as a new member; Frank is also on the Tiverton Planning Board.

## Correspondence:

Phil LaPointe discussed the boat that is still on the rocks along Main Road, Phil has contacted the owner with a certified letter, return receipt requested and the owner, Brian Helger has not taken any action to remove the boat. Phil will post a notice giving 15 days for the boat to be removed or it will be taken to Grinnell's Beach and disposed of by the Town, with any and all charges, including possible fines, being sent to the owner.

Charlie Smith has sent a letter to the T.H.C. for removal of a damaged and derelict float from the Starwoods Marina. Mr. Smith's charges were \$200. The T.H.C. approved this expense and the Town has disposed of the float.

## Construction Report:

Nothing to report at this time

## Appeals and Complaints:

Nothing to report at this time

## Old Business:

The dark green lobster boat has been removed from Nanaquaket Pond, and Phil is following up on the abandoned sailboat.

Tiverton's Harbor Plan was discussed and the Commission is concerned about the areas marked as #1, which seem inconsistent with what the Commission believed was the proper designation. Harris is planning to contact Kevin Cote at the CRMC to clarify these areas and their proper usage and designations.

Harris is also going to ask Kevin what the status is of the revised Harbor Plan draft that was submitted by the T.H.C. for comments in July of 2008.

#### New Business:

Roger has asked that the T.H.C. contact the Tiverton Town Solicitor concerning whether the members of the Commission should be deputized for legal and potential liability reasons in case we need to lend assistance in an emergency or when the Harbor Master might need additional support.

The T.H.C. would like to invite the Town Administrator and the President of the Town Council to our next meeting on March 2, 2009. The Commission would like to maintain a good line of communications with the Town officials and it is felt that more direct contact would be a benefit to all involved.

Harris has asked to see the Harbor Mooring Plan, assignment list and waiting list. Phil has agreed to bring this information to the next meeting

Roger has mentioned that an "Enabling Act", passed by the R.I. General Assembly currently exists which would assist the Town in certain issues related to the T.H.C., Roger will bring a copy of this act to the March meeting for review.

The T.H.C. is concerned about the rules and regulations that currently exist pertaining to its jurisdiction over waterfront properties. In the Tiverton Town Code, article 14-69B, it appears that the T.H.C. has an active role in the permitting process whenever a request for a permit is submitted. This process is further mentioned in the R.I. CRMC Mgt. Procedures Sect. 4.1, "Proposed Actions Requiring a Council Permit". It is the hope of the Commission that our responsibilities be defined and acknowledged so that our role and expertise be fully recognized and utilized.

Web site and Town records. The T.H.C. has submitted to the Town on several occasions the current names of all active members. As of this meeting, the records are not correct and it is the hope of the Commission that these public records be up-dated.

T.H.C. current members as of February 2, 2009

John McEwing – Chairman  
David Stewart – Secretary  
Bob Dixon  
Roger Winiarski  
Harris Gruber  
Frank DiMauro

Election of new officers beginning March 2, 2009

John McEwing - Chairman  
David Stewart – Vice Chairman  
Harris Gruber – Secretary  
Bob Dixon  
Roger Winiarski  
Frank DiMauro

All nominations were voted upon at the Feb.2 2009 meeting, and the votes for each position were unanimous.

Harris Gruber requested that notice be given that he has contacted several local marine businesses stating that he is a marine professional specializing in varnishing and available to quote on certain jobs. While introducing himself, he wants it to be known that as a T.H.C. member, he is not looking for nor creating any conflict of interest and he has and will act in a professional manor. We appreciate his position and the Commission does not have an issue with this situation.

Harris has been actively researching and checking out all “Public Access” and “Rights of Way” to the waterfront locations in Tiverton. This has been a major commitment and requires a lot of research. Harris will present his findings at the March meeting.

The Town is currently accepting applications for the position of Harbor Master. The Commission agreed that applicants have until Feb. 13 to submit their resumes, following that date; the Commission will review all applicants and make suggestions to the Town Council regarding this position.

Harbor Master’s Report:

Phil gave the Commission an up-date on the boat, which has been serviced and currently stored at Don’s Marine. The servicing costs were approx. \$1800. The slip at Standish Boatyard for the 2009 season will be approx. \$2100, odds and ends concerning the boat and required equipment will be approx. \$500. Phil feels that the boat and its gear will be in good condition and ready for full commissioning in the spring.

Meeting Adjourned at 22:00

